

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF TENNESSEE - WESTERN DIVISION

SCOTT TURNAGE, CORTEZ D. BROWN, DEONTAE  
TATE, JEREMY S. MELTON, ISSACCA POWELL,  
KEITH BURGESS, TRAVIS BOYD, TERRENCE  
DRAIN, and KIMBERLY ALLEN on behalf of  
themselves and all similarly situated persons,

Plaintiffs,

v.

BILL OLDHAM, in his individual capacity as former  
Sheriff of Shelby County, Tennessee; FLOYD BONNER,  
JR., in his official capacity as Sheriff of Shelby County,  
Tennessee; ROBERT MOORE, in his individual capacity  
as former Jail Director of Shelby County, Tennessee;  
KIRK FIELDS, in his official capacity as Jail Director of  
Shelby County, Tennessee; CHARLENE MCGHEE, in  
her individual capacity as former Assistant Chief of Jail  
Security of Shelby County, Tennessee; REGINALD  
HUBBARD, in his official capacity as Assistant Chief of  
Jail Security of Shelby County, Tennessee; DEBRA  
HAMMONS, in her individual capacity as former  
Assistant Chief of Jail Programs of Shelby County,  
Tennessee; TIFFANY WARD in her official capacity as  
Assistant Chief of Jail Programs of Shelby County,  
Tennessee; SHELBY COUNTY, TENNESSEE, a  
Tennessee municipality; TYLER TECHNOLOGIES,  
INC., a foreign corporation; GLOBAL TEL\*LINK  
CORPORATION, a foreign corporation; SOFTWARE  
AG USA, INC., a foreign corporation; and SIERRA-  
CEDAR, INC., a foreign corporation, SIERRA  
SYSTEMS GROUP, INC., a foreign corporation,

Defendants.

**Case No. 2:16-cv-2907-  
SHM/tmp**

**DECLARATION OF EMMETT LEE WHITWELL**

I, Emmett Lee Whitwell, declare as follows:

1. I am an adult resident and citizen of the State of Tennessee.

2. I have personal knowledge of the facts contained in this Declaration.

3. I am competent to testify as to the matters set forth herein.

4. I am an attorney, have been duly licensed by the State of Tennessee to practice law since 2014, and have been actively engaged in the practice of law in Tennessee since 2014. My Tennessee law license has been in good standing for the entire period of time I have been licensed. I am duly admitted to practice before this Court. I have never been disciplined by the Tennessee Board of Professional Responsibility, any court in which I am or have been admitted to practice, or any other such entity or body.

5. I am employed by Shelby County Government in the County Attorney's Office in the position of Assistant County Attorney. I have been employed with Shelby County Government since July, 2016. My business address is 160 North Main Street, Suite 950, Memphis, TN 38103.

6. I am one of the attorneys of record for the Shelby County Defendants.

7. In the Court's August 11, 2021, Order Granting Motion for Preliminary Approval of Class Action Settlement (hereinafter "the Order"), the Court set certain notice requirements. These notice requirements included, but were not limited to, printed notices that were to be posted at the Shelby County Jail located at 201 Poplar Avenue (the "Notices").

8. Paragraph 8.5 of the Order states, "Shelby County shall post two notices at 201 Poplar: one at the public entrance to the Shelby County Jail, and one on the wall next to the elevators on the main floor. The notices will be posted for 30 days following the Court's entry of this Order approving the Joint Motion for Preliminary Approval. Shelby County will conduct weekly inspections during this time to ensure that the notices have not been removed and, if necessary, repost the notices."

9. I was responsible for posting the Notices at the Shelby County Jail.

10. On September 13, 2021, I posted the required Notices in each of the two locations specified by the Order, as well as in a third, additional location within the Shelby County Jail:

- (1) a bulletin board in the general area of General Sessions Criminal Court (“downstairs”);
- (2) next to the elevators that take attorneys to Criminal Court (“upstairs”); and
- (3) on the glass wall entryway to the Jail, where attorneys must pass in order to meet their in-custody clients.

10. I spoke with Chief Kirk Fields, Captain Lawanda Talley, and others at the Shelby County Jail entrance to make sure they understood the importance of the Notices as required by paragraph 8.5 of the Order.

11. The 30<sup>th</sup> day for posting the Notices was October 13, 2021.

12. Every Friday since September 13, 2021 and also on Monday, October 18, 2021, I checked the Notices at the Shelby County Jail to ensure they had not been removed, in accordance with the Order.

13. From September 13, 2021 through at least October 18, 2021, the Notices remained in their locations and were not torn or removed.

14. I took photographs of the Notices on September 13, 2021 and October 18, 2021.

**(Collective Ex. 1)**

15. The Notices remain posted at the Shelby County Jail as of the filing of this Declaration.

16. Shelby County intends to remove the Notices at the close of business on Friday, October 29, 2021.

17. If called to testify in this matter, I would provide the same information stated in this Declaration.

**Declaration under 28 U.S.C. § 1746**

I declare under penalty of perjury that the foregoing is true and correct.



**E. Lee Whitwell**

Date: October 26, 2021

100608180.2

# September 13, 2021 Photos









**2<sup>nd</sup> Floor:**

Division 14 (Shelby County/THP Traffic Court)  
Division 25/Hearing Room

**5<sup>th</sup> Floor:**

Divisions 1 - 4

**6<sup>th</sup> Floor:**

Divisions 5 - 8

**7<sup>th</sup> Floor:**

Divisions 9 - 10

**10<sup>th</sup> Floor:**

Division 14 (Environmental Court)

**FLOORS**  
**7 thru 12**  
**"ONLY"**

**NOTICE OF PROPOSED CLASS ACTION SETTLEMENT**  
**Shelby County Jail Inmate Class Action Settlement**

If you were arrested and detained at the Shelby County Tennessee Jail at some point between November 1, 2016 and March 31, 2021 for longer than you should have been, you may be eligible to receive a cash payment from a Class Action Settlement.

**SUMMARY DESCRIPTION OF THE LAWSUITS**

There is a proposed Class Action Settlement of the lawsuits pending in the U.S. District Court for the Western District of Tennessee entitled *Parsons et al. v. Oklahoma, et al.*, Case No. 2:16-cv-02907. This lawsuit at the Shelby County, Tennessee Jail alleged that Defendants violated state and federal laws by detaining persons arrested between November 1, 2016 and March 31, 2021 for a period of time longer than the law provides. Defendants deny any and all wrongdoing of any kind whatsoever and deny any liability to Plaintiffs and to the Settlement Class.

**WHO IS INCLUDED IN THE SETTLEMENT?**

The Settlement Class includes: All persons who, between November 1, 2016 and March 31, 2021, were arrested and then detained in the Shelby County Jail after legal authority for the detention expired. More information is available at the Settlement Website, [www.shelbyscountyjailclasssettlement.com](http://www.shelbyscountyjailclasssettlement.com), or by calling (801) 425-4838.

**WHAT DOES THE SETTLEMENT PROVIDE?**

Settlement Class Members who timely submit valid Class Forms may be entitled to receive a cash payment from the Settlement. The actual amount received by each Settlement Class Member is based on the amount of time the Class Member was allegedly over detained and will not be determined until after the Class Period has ended and all claims have been calculated.

**WHAT ARE MY RIGHTS?**

**(I) Participate in the Settlement by Submitting a Claim.** If you wish to participate in the Settlement and be eligible to receive a cash benefit under the Settlement, you MUST fill out and submit a Class Form by **September 16, 2021**. You can obtain a Class Form by: (1) Visiting the Settlement Website, [www.shelbyscountyjailclasssettlement.com](http://www.shelbyscountyjailclasssettlement.com), where you can request a Class Form to submit by mail; (2) Making a written request for a Class Form to Shelby County Jail Inmate Class Action Settlement Administration, P.O. Box 341313, Bartlett, TN 37034; (3) Emailing a request for a Class Form to [shelbyscountyjailclasssettlement@scjail.com](mailto:shelbyscountyjailclasssettlement@scjail.com); or (4) Calling (801) 425-4838 and requesting a Class Form. If you do not timely submit a valid Class Form and do not opt out from the Settlement, you will be bound by the Settlement but will not receive any cash benefit of the Settlement.

**You Can Object to the Settlement.** If you do not agree with the Settlement or any part of it, you may submit a written objection to the Court. The deadline for submitting an objection is **October 14, 2021**. You may not object if you opt out of the Class. Details about how to object are available at [www.shelbyscountyjailclasssettlement.com](http://www.shelbyscountyjailclasssettlement.com).

**You Can "Opt Out" of the Settlement.** If you do not want to be legally bound by the Settlement, you must elect to opt out and submit proof of submitting a written notice of opt out to the Administration by **September 16, 2021**. If you opt out, you cannot get money from this Settlement. Details about opt-out or no-action are available at [www.shelbyscountyjailclasssettlement.com](http://www.shelbyscountyjailclasssettlement.com), which explains how to exclude yourself from this settlement.

**If You Do Nothing:** If you fail to timely submit a completed Class Form or notice of opt out, you will be bound by the Court's decision and prohibited from pursuing any claims or causes of action against the Settlement in any pending or future lawsuits or other proceedings.

**OTHER IMPORTANT INFORMATION INCLUDES RELEASE OF CLAIMS**

If the proposed Settlement is given final approval by the Court, Class Members who have not excluded themselves from the Settlement will release any and all claims they may have against Defendants related to the claims asserted in the lawsuit regarding alleged over detentions at the Shelby County Jail. From now the Settlement at [www.shelbyscountyjailclasssettlement.com](http://www.shelbyscountyjailclasssettlement.com) for more information.

The Court will hold a hearing on **November 16, 2021 at 1:30** to consider whether to give final approval to the Settlement. You or your own lawyer may appear and speak at the hearing if you wish to object.

**FOR MORE INFORMATION:**

Visit [www.shelbyscountyjailclasssettlement.com](http://www.shelbyscountyjailclasssettlement.com) or call (801) 425-4838



**NOTICE OF PROPOSED CLASS ACTION SETTLEMENT**  
**Shelby County Jail Suit Class Action Settlement**

If you were arrested and detained at the Shelby County, Tennessee Jail at some point between November 1, 2016 and March 21, 2021 for longer than you should have been, you may be eligible to receive a cash payment from a Class Action Settlement.

**SUMMARY DESCRIPTION OF THE LAWSUIT**

There is a proposed Class Action Settlement of the lawsuit pending in the U.S. District Court for the Western District of Tennessee entitled *Turnage, et al. v. Oldham, et al.*, case no. 2:16-cv-2007. This lawsuit at the Shelby County, Tennessee Jail alleged that Defendants violated state and federal laws by detaining persons arrested between November 1, 2016 and March 21, 2021 for a period of time longer than the law provides. Defendants deny any and all wrongdoing of any kind whatsoever and deny any liability to Plaintiffs and to the Settlement Class.

**WHO IS INCLUDED IN THE SETTLEMENT?**

The Settlement Class includes All persons who, between November 1, 2016 and March 21, 2021 were arrested and then detained in the Shelby County Jail after legal authority for the detention ceased. More information is available at the Settlement Website, [www.shelbycountyjailclasssettlement.com](http://www.shelbycountyjailclasssettlement.com), or by calling (901) 425-4828.

**WHAT DOES THE SETTLEMENT PROVIDE?**

Settlement Class Members who timely submit valid Claim Forms may be entitled to receive a cash payment from the Settlement. The actual amount recovered by each Settlement Class Member is based on the amount of time the Class Member was allegedly over detained and will not be determined until after the Claim Period has ended and all claims have been calculated.

**WHAT ARE MY RIGHTS?**

**1. Participate in the Settlement by Submitting a Claim.** If you wish to participate in the Settlement and be eligible to receive a cash benefit under the Settlement, you MUST fill out and submit a Claim Form by **December 30, 2021**. You can obtain a Claim Form by (1) Visiting the Settlement Website [www.shelbycountyjailclasssettlement.com](http://www.shelbycountyjailclasssettlement.com), where you can request a Claim Form to submit by mail; (2) Mailing a written request for a Claim Form to Shelby County Jail Suit Class Action, Settlement Administrator, P.O. Box 241316 Bartlett, TN 38144; (3) Emailing a request for a Claim Form to: [info@classsettlementsolutions.com](mailto:info@classsettlementsolutions.com); or (4) Calling (901) 425-4828 and requesting a Claim Form. If you do not timely submit a valid Claim Form and do not opt out from the Settlement, you will be bound by the Settlement but will not receive any cash benefit of the Settlement.

**2. You Can Object to the Settlement.** If you do not agree with the Settlement or any part of it, you may submit a written objection to the Court. The deadline for submitting an objection is **October 11, 2021**. You may not object if you opt out of the Class. Details about how to object are available at [www.shelbycountyjailclasssettlement.com](http://www.shelbycountyjailclasssettlement.com).

**3. You Can "Opt Out" of the Settlement.** If you do not want to be legally bound by the Settlement, you must **opt out** and exclude yourself by submitting a written notice of opt out to the Administrator by **September 16, 2021**. If you opt out, you cannot get money from this Settlement. Details about opt-out or exclusion are available at [www.shelbycountyjailclasssettlement.com](http://www.shelbycountyjailclasssettlement.com), which explains how to exclude yourself from this settlement.

**4. If You Do Nothing:** If you fail to timely submit a complete Claim Form or notice of opt out, you will be bound by the Court's decisions and precluded from pursuing any claims or matters covered by the Settlement in any pending or future lawsuits or other proceedings.

**OTHER IMPORTANT INFORMATION INCLUDING RELEASE OF CLAIMS**

If the proposed Settlement is given final approval by the Court, Class Members who have not excluded themselves from the settlement will release any and all claims they may have against Defendants related to the claims asserted in the lawsuit regarding alleged over detention at the Shelby County Jail. Please see the Settlement at [www.shelbycountyjailclasssettlement.com](http://www.shelbycountyjailclasssettlement.com) for more information.

The Court will hold a hearing on **November 10, 2021 at 1:30** to consider whether to give final approval to the Settlement. You or your own lawyer may appear and speak at the hearing at your own expense.

**FOR MORE INFORMATION:**

Visit [www.shelbycountyjailclasssettlement.com](http://www.shelbycountyjailclasssettlement.com) or Call (901) 425-4828

UNAUTHOR

Anyone

cell phone will be  
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nses. 639-16-201





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**MNOPQR**

STUVWXYZ

**GENERAL SESSIONS CRIMINAL COURT DOCKET**

**And the guy who did it  
just lost ten years.**

**NO DEALS.  
HARD CRIME  
GETS ALL THE TIME.**

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INCORRECT  
PLEASE SEE LL-  
OR COURT RO  
ASSIGNMENTS

PLEASE SEE LL-81  
FOR COURT ROOM  
ASSIGNMENTS

2010年10月10日

A person with dark hair is shown from the chest up, wearing a white tank top and a black headset with a microphone. They are sitting on a light-colored tiled floor. The person's right arm is visible, resting on their lap. The background is a plain, light-colored wall.

A woman with dark hair is sitting on a wooden bench. She is wearing a black t-shirt with the words 'BIG BROTHER' in large, white, stylized letters. She is holding a black smartphone in her hands and looking at the screen. She is also wearing blue jeans. The background is slightly blurred, showing other people and the structure of the bench.



270



XYZ

A man in a dark suit, light blue shirt, and light blue tie is walking on a brick-paved path. He is wearing a white face mask and looking down at a tablet computer he is holding with both hands. The background shows a building entrance with glass doors and a sign that says "EXIT".





Joe W. Brown, Clerk  
General Sessions Criminal Court  
Monday, September 13, 2021

Case #	Defendant	Time
21081234	YOUNG, CHRISTIAN	14:30, 10:30 AM
20986427	YOUNG, JIMMY	14:30, 10:30 AM
21011133	YOUNG, PAULA EDNA	14:30, 10:30 AM
21011134	YOUNG, TERRY LLOYD	14:30, 10:30 AM
21011135	ZIMMER, JASON EDWIN	14:30, 10:30 AM

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If you do not see your name, go to Room 11.81 for assistance.

Joe W. Brown, Clerk  
General Sessions Criminal Court  
Monday, September 13, 2021

Case #	Defendant	Time
21081234	PRUITT, TOMMY	14:30, 10:30 AM
21081235	PRUITT, GABRIEL GABRIELA	14:30, 10:30 AM
21081236	PRUITT, GABRIEL ROSE	14:30, 10:30 AM
21081237	PRUITT, MARY	14:30, 10:30 AM
21081238	PRUITT, MARY	14:30, 10:30 AM
21081239	PRUITT, MARY	14:30, 10:30 AM
21081240	PRUITT, MARY	14:30, 10:30 AM
21081241	PRUITT, MARY	14:30, 10:30 AM
21081242	PRUITT, MARY	14:30, 10:30 AM
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21081299	PRUITT, MARY	14:30, 10:30 AM
21081300	PRUITT, MARY	14:30, 10:30 AM

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If you do not see your name, go to Room 11.81 for assistance.

Joe W. Brown, Clerk  
General Sessions Criminal Court  
Monday, September 13, 2021

Case #	Defendant	Time
21081234	JACKSON - MAULDIN	14:30, 10:30 AM
21081235	JACKSON - MAULDIN	14:30, 10:30 AM
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If you do not see your name, go to Room 11.81 for assistance.

# GENERAL SESSIONS CRIMINAL COURT DOCKET

STUVWXYZ

WXYZ

WXYZ

WXYZ

NO SMOKING



practice distancing. Social distancing



HANDICAP ACCESS  
TO LOWER LEVEL



**WARNING - PROHIBITED ITEMS**

IT IS A FELONY TO BRING WEAPONS, AMMUNITION, EXPLOSIVES, INTOXICANTS, PRESCRIPTION DRUGS, CONTROLLED SUBSTANCES, OR TELECOMMUNICATION DEVICES OF ANY TYPE INTO THE SHELBY COUNTY JAIL. IT IS ALSO A FELONY TO POSSESS SUCH ITEMS IN THE JAIL. ALL PERSONS ENTERING THIS FACILITY WILL BE SUBJECT TO A SEARCH OF THEIR PERSON AND PROPERTY.

**VIOLATORS WILL BE PROSECUTED**

DETENTION LOBBY

CELL PHONES  
NOT ALLOWED  
UNLESS APPROVED  
BY DIRECTOR



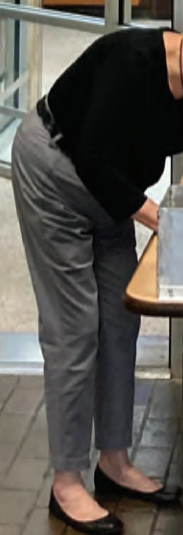
FOR SECURITY PURPOSES ALL PERSONS IN THIS AREA  
MAY BE SUBJECT TO AN ELECTRONIC SEARCH.

BODY SEARCH  
FLOYD E  
SHELBY

BRIEF CASES  
ETC.  
SHERIFF  
TENNESSEE

Afternoon Staff

Please have your bags  
checked by the staff  
entering the facility









**NOTICE OF PROPOSED CLASS ACTION SETTLEMENT**  
**Shelby County Jail Suit Class Action Settlement**

If you were arrested and detained at the Shelby County, Tennessee Jail at some point between November 1, 2016 and March 21, 2021 for longer than you should have been, you may be eligible to receive a cash payment from a Class Action Settlement.

**SUMMARY DESCRIPTION OF THE LAWSUIT**

There is a proposed Class Action Settlement of the lawsuit pending in the U.S. District Court for the Western District of Tennessee entitled *Turnage, et al. v. Oldham, et al.*, case no: 2:16-cv-2907. This lawsuit at the Shelby County, Tennessee Jail alleged that Defendants violated state and federal laws by detaining persons arrested between November 1, 2016 and March 21, 2021 for a period of time longer than the law provides. Defendants deny any and all wrongdoing of any kind whatsoever and deny any liability to Plaintiffs and to the Settlement Class.

**WHO IS INCLUDED IN THE SETTLEMENT?**

The Settlement Class includes: All persons who, between November 1, 2016 and March 21, 2021 were arrested and then detained in the Shelby County Jail after legal authority for the detention ceased. More information is available at the Settlement Website, [www.shelbycountyjailclasssettlement.com](http://www.shelbycountyjailclasssettlement.com), or by calling (901) 425-4828.

**WHAT DOES THE SETTLEMENT PROVIDE?**

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**WHAT ARE MY RIGHTS?**

**1. Participate in the Settlement by Submitting a Claim.** If you wish to participate in the Settlement and be eligible to receive a cash benefit under the Settlement, you MUST fill out and submit a Claim Form by **December 30, 2021**. You can obtain a Claim Form by (1) Visiting the Settlement Website [www.shelbycountyjailclasssettlement.com](http://www.shelbycountyjailclasssettlement.com), where you can request a Claim Form to submit by mail; (2) Mailing a written request for a Claim Form to: Shelby County Jail Suit Class Action, Settlement Administrator, P.O. Box 341316 Bartlett, TN 38184; (3) Emailing a request for a Claim Form to: [info@cmmsettlementsolutions.com](mailto:info@cmmsettlementsolutions.com); or (4) Calling (901) 425-4828 and requesting a Claim Form. If you do not timely submit a valid Claim Form and do not opt out from the Settlement, you will be bound by the Settlement but will not receive any cash benefit of the Settlement.

**2. You Can Object to the Settlement.** If you do not agree with the Settlement or any part of it, you may submit a written objection to the Court. The deadline for submitting an objection is **October 11, 2021**. You may not object if you opt out of the Class. Details about how to object are available at [www.shelbycountyjailclasssettlement.com](http://www.shelbycountyjailclasssettlement.com).

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**OTHER IMPORTANT INFORMATION INCLUDING RELEASE OF CLAIMS**

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September 17, 2021  
Photo

**NOTICE OF PROPOSED CLASS ACTION SETTLEMENT**  
Shelby County Jail Suit Class Action Settlement

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**UNAUTHORIZED CELL PHONES**



Anyone caught attempting to bring in a cell phone will be  
subject to arrest and/or termination!



# October 18, 2021 Photos



**NOTICE OF PROPOSED CLASS ACTION SETTLEMENT**  
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**FLOORS**  
7 thru 12  
**"ONLY"**

**2<sup>nd</sup> Floor:**  
Division 14 (Shelby County/TSP Traffic Court)  
Division 25 Hearing Room

**5<sup>th</sup> Floor:**  
Divisions 1 - 4

**6<sup>th</sup> Floor:**  
Divisions 5 - 8

**7<sup>th</sup> Floor:**  
Divisions 9 - 10

**10<sup>th</sup> Floor:**  
Division 14 (Environmental Court)

[illegible]



**NOTICE OF PROPOSED CLASS ACTION SETTLEMENT**  
Shelby County Jail Suit Class Action Settlement

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There is a proposed Class Action Settlement of the lawsuit pending in the U.S. District Court for the Western District of Tennessee entitled *Furwage, et al. v. Oltman, et al.*, case no. 2:16-cv-2907. This lawsuit at the Shelby County, Tennessee Jail alleged that Defendants violated state and federal laws by detaining persons arrested between November 1, 2016 and March 31, 2021 for a period of time longer than the law provides. Defendants deny any and all wrongdoing of any kind whatsoever and deny any liability to Plaintiffs and to the Settlement Class.

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